

REMARKS

Applicant has carefully reviewed and considered the Office Action mailed on April 29, 2003, and the references cited therewith.

No claims are amended, claim 10 is canceled, and no claims are added; as a result, claims 1-9 and 11-89 are now pending in this application.

Double Patenting Rejection

Claims 1-8, 11-14, 16 and 17 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-8 and 11-17 of U.S. Patent No. 6,495,158 B1.

Claims 1-8, 11-14, 16 and 17 were rejected under a non-statutory double patenting rejection, specifically U. S. Patent No. 6,495,158. A Terminal Disclaimer in compliance with 37 CFR 1.321(b)(iv) is enclosed herewith to overcome these rejections.

§112 Rejection of the Claims

Claim 10 was rejected under 35 USC § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Claim 10 has been canceled herein.

Accordingly, allowance of the pending claims is earnestly requested.

Allowable Subject Matter

Claims 9, 10, 15 and 18-78 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicant believes that the terminal disclaimer filed herein obviates the necessity to rewrite the objected claims into independent form. Accordingly, allowance of the pending claims is earnestly requested.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612-359-3261) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743

Respectfully submitted,

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By their Representatives,

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Date

7/29/03

By


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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, P.O.Box 1450, Alexandria, VA 22313-1450, on this 29 day of July, 2003.

Candis B. Buending

Name

Signature

